

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE  
MIDDLE DISTRICT OF ALABAMA,  
NORTHERN DIVISION

FRED L. PLUMP,

Plaintiff,

v.

HONORABLE BOB RILEY, as Governor of the  
State of Alabama,

Defendant.

CIVIL ACTION NO.  
2:07-cv-01014-MEF-CSC

**PLAINTIFF'S SECOND MOTION FOR JUDICIAL NOTICE**

The plaintiff moves the Court to take judicial notice of Alabama Act No. 2007-488, a copy of which is attached to this motion. As noted in defendant Riley's response, Doc. 18, page 4 n.4, Act No. 2007-488 at page 18 explicitly repeals Ala. Code § 11-3-6, the general law Governor Riley relies on for his authority to fill a vacancy on the Jefferson County Commission by appointment. Defendant's response argues that Act No. 2007-488 only "relabeled" § 11-3-6 and moved it to § 11-3-1(b). Riley response at 4 n.4. But closer reading of the entire statute shows that the Legislature has now made enforceable all prior local acts requiring vacancies to be filled by special election.

As defendant's response says, § 11-3-1(b) does retain the same language that, standing alone, the Alabama Supreme Court held in *Riley v. Kennedy*, 928 So.2d 1013 (Ala. 2005), to have prospective force only: "Unless a local law authorizes a special election. . ." However, § 11-3-1(f), which was added to the Code by Act 2007-488, includes local acts referred to in § 11-

3-1(b) among those local laws which do not conflict with the amended § 11-3-1 and thus “shall remain in full force and effect.” This is the legislative intent of retroactivity the Alabama Supreme Court had found missing in Act No. 2004-455.

As the Alabama Attorney General states, for unexplained reasons, Act No. 2007-488 has not yet been submitted for preclearance under § 5 of the Voting Rights Act, so it is not presently enforceable. (Governor Riley signed the Act seven months ago.) If Act No. 2007-488 is precleared, it would negate under state law Governor Riley’s purported authority to appoint someone to the vacancy on the Jefferson County Commission.

WHEREFORE, plaintiff prays that the Court will take judicial notice of Ala. Act No. 2007-488.

Submitted by,

/s/ James U. Blacksher  
James U. Blacksher  
P.O. Box 636  
Birmingham AL 35201  
phone 205-591-7238  
fax 205-591-0709  
email [jblacksher@ns.sympatico.ca](mailto:jblacksher@ns.sympatico.ca)

/s/ Edward Still  
Edward Still  
Edward Still Law Firm LLC  
2112 11th Avenue South  
Suite 201  
Birmingham AL 35205-2844  
phone: 205-320-2882  
fax: 877-264-5513  
email: [Still@votlaw.com](mailto:Still@votlaw.com)

Attorneys for the plaintiff

#### CERTIFICATE OF SERVICE

I certify that on 14 January 2008, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following attorneys:

Margaret L. Fleming, Esq.  
James W. Davis, Esq.  
Assistant Attorneys General  
11 South Union Street  
Montgomery, AL 36130-0152  
Email: [mfleming@ago.state.al.us](mailto:mfleming@ago.state.al.us)  
Email: [jimdavis@ago.state.al.us](mailto:jimdavis@ago.state.al.us)

Kenneth D. Wallis, II, Esq.  
Chief Legal Advisor  
Scott L. Rouse, Esq.  
Deputy Legal Advisor  
Office of the Governor  
State Capitol, Suite NB-05  
600 Dexter Avenue  
Montgomery AL 36130  
[ken.wallis@governor.state.al.us](mailto:ken.wallis@governor.state.al.us)  
[scott.rouse@governor.alabama.gov](mailto:scott.rouse@governor.alabama.gov)

/s/ Edward Still

1 HB139  
2 89736-5  
3 By Representative Lindsey  
4 RFD: County and Municipal Government  
5 First Read: 06-MAR-07  
6 PFD: 03/05/2007

**ACT No. 2007- 468**



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1

2 ENROLLED, An Act,

3 To amend Sections 11-1-8, 11-3-1, 11-3-2, 11-3-3,  
4 11-3-7, 11-3-8, 11-3-18, 11-3-20, 11-3-21, 11-3-22, 11-8-3,  
5 11-8-9, and 11-8-10, Code of Alabama 1975, relating to the  
6 creation and operation of county commissions to provide  
7 further for the election and appointment of county  
8 commissioners; to clarify existing provisions related to the  
9 term of office and first meeting of county commissions  
10 following an election; to establish a quorum for county  
11 commissions; to provide for the duties of the chair; to  
12 provide for the election and duties of a vice chair; to  
13 provide for the employment and duties of a chief  
14 administrative officer; to provide procedures for adopting the  
15 county budget; to make technical changes regarding the duties  
16 and procedures of county commissions; and to repeal Sections  
17 11-3-6, 11-3-13, 11-3-19, 11-3-23, 11-3-24, 11-3-26, 11-8-7,  
18 11-8-8, 11-8-13, and 11-8-14 of the Code of Alabama 1975.

19 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

20 Section 1. Sections 11-1-8, ~~11-1-9~~, 11-3-1, 11-3-2,  
21 11-3-3, 11-3-7, 11-3-8, 11-3-18, 11-3-20, 11-3-21, 11-3-22,  
22 11-8-3, 11-8-9, and 11-8-10, Code of Alabama 1975, are amended  
23 to read as follows:

24 "§11-1-8.

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1                   "The county commission of any county in the state of  
2 Alabama may by resolution ~~authorize~~ close the offices ~~of the~~  
3 ~~officials of the county located in the county courthouse or~~  
4 ~~other county buildings to be closed all day one weekday or any~~  
5 ~~portion thereof of each week in addition to on~~ legal holidays  
6 ~~set pursuant to Section 1-3-8, or for special circumstances~~  
7 ~~deemed necessary or appropriate. If such a resolution is~~  
8 ~~adopted, notice thereof Notice of the closing shall be posted~~  
9 ~~at the courthouse door and shall be published otherwise in~~  
10 ~~such the manner as the county commission may direct. In the~~  
11 ~~event that any documents required to be filed by a time~~  
12 ~~certain deadline cannot be filed in a timely manner due to the~~  
13 ~~closing of an office under this section, the deadline for~~  
14 ~~filng shall be extended to the date that the office is~~  
15 ~~reopened as provided in Section 1-1-4.~~

16                   "11-1-9.

17                   "(a) Any law to the contrary notwithstanding, the  
18 county commission of any county of the state of Alabama may,  
19 in its discretion, defray the costs of defending any lawsuit  
20 brought against any county official when such lawsuit is based  
21 upon and grows out of the performance by said the official of  
22 any duty in connection with his or her office and does not  
23 involve a willful or wanton personal tort or a criminal  
24 offense committed by the official. The expenses of defending  
25 such litigation may include witness fees, transportation, toll

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1 and ~~ferry expenses of witnesses, attorney's fees, court costs,~~  
2 and any other cost in connection with the defense of said the  
3 litigation. The county commission shall not be responsible for  
4 payment or reimbursement of any costs incurred by a public  
5 official who brings an action against the county commission.

6 " (b) If any county has expended money for the  
7 purposes set out in subsection (a) of this section, such  
8 expenditure is hereby validated and shall not be charged back  
9 to the official making such payment nor shall the person who  
10 received such payment be liable for any reimbursement of same.

11 "§11-3-1.

12 " (a) Any person who is a qualified elector of the  
13 county and has resided in the county for at least one year  
14 prior to the date upon which he or she would take office is  
15 eligible to seek office as county commissioner. In counties  
16 where the county commissioners represent a certain district,  
17 any person seeking office as county commissioner shall be a  
18 qualified elector of and reside within the district which he  
19 or she seeks to represent upon election or appointment for at  
20 least one year prior to the date that he or she would take  
21 office. Notwithstanding the foregoing, the one-year residency  
22 requirement provided above shall not apply to the first  
23 election following any redistricting of county commission  
24 districts in a county. Any person serving as county  
25 commissioner, at all times while in office, shall meet the

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1                   qualified elector and residency requirements set out herein,  
2                   and in the case of a district commissioner shall reside in the  
3                   district as it existed at the time of his or her election.

4                   "(b) Any Unless a local law authorizes a special  
5                   election, any vacancy on the county commission shall be filled  
6                   by appointment by the Governor. If the appointment occurs at  
7                   least 30 days before the closing of party qualifying as  
8                   provided in Section 17-16-11, the person appointed to the  
9                   vacated office shall only serve until seven days after the  
10                   next general election following the appointment as provided  
11                   herein. The person so appointed to fill the vacancy shall meet  
12                   the residency requirements in subsection (a), and shall hold  
13                   office from the date of appointment until the eighth day  
14                   following the next general election. If the original term in  
15                   which the vacancy occurred would not have expired on the  
16                   eighth day following the next general election after the  
17                   appointment, the person elected at the election required by  
18                   operation of this subsection shall serve for a period of time  
19                   equal to the remainder of the term in which the vacancy was  
20                   created. Thereafter, election for the county commission seat  
21                   shall be as otherwise provided by law.

22                   "(a) Unless otherwise provided by local law, by  
23                   court order, or governed by Section 11-80-12, and as otherwise  
24                   provided in subsection (b)(d), there shall be in every county  
25                   a county commission, composed of the judge of probate, who

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1 shall serve as chairman, and four commissioners, who shall be  
2 elected at the time prescribed by law and shall hold office  
3 for four years until their successors are elected and  
4 qualified.

5 ~~"(b)(d) Beginning with the next term of office for~~  
6 ~~each county commissioner, the term Notwithstanding any other~~  
7 ~~provision of law related to election canvassing,~~  
8 ~~certification, or contest, the term of office for county~~  
9 ~~commissioner shall commence at 12:00 a.m. on the second~~  
10 ~~Wednesday following the general election at which he or she is~~  
11 ~~elected and shall expire at 11:59 p.m. on the first Monday~~  
12 ~~Tuesday following the day of the general election at which the~~  
13 ~~successor to that office is elected. Thereafter each county~~  
14 ~~commissioner shall hold office from 12:01 A.M. of the first~~  
15 ~~Tuesday following his or her election and until his or her~~  
16 ~~successor is elected and qualified. This subsection shall~~  
17 ~~apply to all counties and may not be altered by local law.~~

18 ~~"(c)(e) Any other provision of law to the contrary~~  
19 ~~not notwithstanding, each Each county commission shall meet on~~  
20 ~~the first Tuesday Wednesday following the election and~~  
21 ~~tabulation of provisional ballots pursuant to Section 17-10A-2~~  
22 ~~of any one of its number members whose term commences on that~~  
23 ~~day pursuant to the provisions of subsection (b)(d), and at~~  
24 ~~this meeting, shall establish the regular meeting days for the~~  
25 ~~county commission as provided in Section 11-3-8. The meeting~~

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1 shall be in lieu of any meeting of the county commission  
2 required by law to be held within the same calendar week and  
3 shall be in all respects and for all purposes a regular  
4 meeting of the county commission. The county commission shall  
5 not meet following the election of any one of its number  
6 members until the meeting provided by this subsection, unless  
7 there is a declared emergency.

8 "An emergency may be declared for the purposes of  
9 this subsection upon a unanimous vote of the entire membership  
10 of the county commission.

11 " (f) Except as specifically provided in subsection  
12 subsections (a) and (c), this section applies in all  
13 counties and may not be altered or amended by local law. Any  
14 existing local law or portion thereof in conflict with this  
15 section is specifically repealed to the extent of the conflict  
16 effective with the next election following the effective date  
17 of the act adding this subsection. It is the intent of the  
18 forgoing that a portion of a local law in direct conflict with  
19 this section shall be repealed, and any remaining portions of  
20 the local law not in conflict shall remain in full force and  
21 effect.

22 "§11-3-2.

23 " (a) Subject to the restrictions of Section 280 of  
24 the Constitution of Alabama of 1901, and the laws of this  
25 state, one any member of a county commission may be appointed

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1 to and may serve on public boards, commissions, and  
2 authorities within this state unless ~~authorized~~ otherwise  
3 prohibited by law. Except where otherwise specifically  
4 authorized or required by general state or federal law, only  
5 one member from a particular county commission may serve on  
6 any particular public board, commission, or authority.

7 Notwithstanding the foregoing, this subsection shall not be  
8 interpreted to authorize a county commission to appoint a  
9 member to serve on the board of any authority, corporation, or  
10 association organized pursuant to Chapter 21 of Title 22  
11 unless the appointment is authorized in the articles of  
12 incorporation of the authority, corporation, or association.

13 "(b) All service on a board, commission, or  
14 authority by a member of a county commission prior to ~~December~~  
15 7, 1999 the effective date of the act adding this language,  
16 meeting the requirements of subsection (a) and all actions  
17 taken by any member of a county commission acting in his or  
18 her official capacity on the board, commission, or authority  
19 are ratified and confirmed.

20 "(c) A member of a county commission shall not be  
21 reimbursed for expenses by both the public board, commission,  
22 authority, and the county commission on which he or she serves  
23 ~~, however, the.~~ The member may elect to be reimbursed from  
24 either the public board, commission, or authority, or the  
25 county commission.

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1 "§11-3-3.

2       "Each member of the county commission of each county  
3 shall be required to give a bond as provided in Chapter 5 of  
4 Title 36 and Chapter 2 of Title 11, in the sum of at least  
5 \$3,000.00 three thousand dollars (\$3,000) to be fixed by the  
6 county commission and approved by the judge of the circuit  
7 court of a circuit of which such county forms a part, and,  
8 where. When there are two or more circuit judges in said the  
9 circuit, then said the bonds shall be fixed and approved by  
10 the senior presiding judge of said the circuit.

11 "§11-3-7.

12       "~~The meetings of the county commission may be held~~  
13 ~~by the chairman of the county commission and two commissioners~~  
14 ~~or by three commissioners without the chairman, unless~~  
15 ~~otherwise provided by local law. A majority of members serving~~  
16 ~~on a county commission shall constitute a quorum. A judge of~~  
17 ~~probate or chair elected countywide shall be considered a~~  
18 ~~member of the county commission for purposes of determining a~~  
19 ~~quorum. No ordinance, resolution, policy, or motion shall be~~  
20 ~~voted on and approved by a county commission unless a quorum~~  
21 ~~is present in the meeting chamber while the vote is taken and~~  
22 ~~the matter is approved by an affirmative vote of the majority~~  
23 ~~of the members present and voting, unless otherwise required~~  
24 ~~by Alabama law.~~

25 "§11-3-8.

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1                 "(a) At the first county commission meeting held  
2 pursuant to Section 11-3-1 following each election of county  
3 commissioners, the county commission shall establish the day  
4 or days of each month on which regular meetings of the county  
5 commission shall be held. ~~The~~ A county commission, by  
6 resolution, may alter the regular meeting days as necessary.  
7 The regular meeting days and the time and place where the  
8 meetings will be held shall at all times be posted in a public  
9 and conspicuous location in the courthouse and in other public  
10 buildings determined appropriate by the county commission and  
11 shall be forwarded to all local news media who have on file  
12 with the county commission a written request for notification  
13 of the schedule of regular meetings of the county commission.

14                 "(b) ~~The~~ A county commission may schedule a special  
15 meeting when determined necessary in writing by a majority of  
16 the members of the commission, or in case of an emergency,  
17 upon call of the chair. The purpose for and agenda of the  
18 meeting shall be included in all public notices of the  
19 meeting, and no other items shall be considered at the special  
20 meeting. Upon scheduling, except in an emergency, at least  
21 five days prior to the special meeting, notice of the meeting  
22 time, place, and agenda shall be posted in a public and  
23 conspicuous location in the courthouse and in other public  
24 buildings determined appropriate by the county commission and  
25 shall be forwarded to all local news media who have on file

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1 with the county commission a written request for notification  
2 of special meetings of the county commission.

3 "(c) When a regular meeting day of a county  
4 commission falls on a legal public holiday, the county  
5 commission may meet on any day of the following week instead  
6 of on the holiday, or at another time determined by the county  
7 commission, provided that at least five days prior to the  
8 meeting, notice of the meeting time and place shall be posted  
9 in a public and conspicuous location in the courthouse and in  
10 other public buildings determined appropriate by the county  
11 commission and shall be forwarded to all local news media who  
12 have on file with the county commission a written request for  
13 notification of the schedule of regular meetings of the county  
14 commission.

15 "(d) All meetings scheduled and held as provided  
16 herein shall be deemed to be in compliance with the notice  
17 provisions of Chapter 25A of Title 36.

18 "§11-3-18.

19 "~~The chairman of the A county commission may employ~~  
20 ~~a chief administrative officer, who shall carry out the~~  
21 ~~administrative duties of the county and shall perform all of~~  
22 ~~the following duties: must record the proceedings at~~

23 "~~(1) Keep and record minutes of all meetings of the~~  
24 ~~county commission, make all necessary orders and issue all~~

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1 process necessary to sustain its jurisdiction or maintain its  
2 authority.

3 " (2) Have prepared and presented to the commission  
4 chair for proper execution all appropriate documents, such as  
5 resolutions, orders, contracts, or directives, as are  
6 necessary to carry out the actions of the county commission.

7 " (3) Maintain at all times a detailed record of the  
8 financial status of the county which shall be kept up to date  
9 at all times and shall reflect the true status of all  
10 outstanding obligations of the county and the estimated  
11 revenue for the current fiscal year.

12 " (4) Perform any other duties with reference to  
13 accounting, auditing claims, issuing warrants, and supplying  
14 the county commission with information as the county  
15 commission may deem necessary for the administration of the  
16 financial affairs of the county.

17 " (5) Serve as signatory for the county on all  
18 appropriate documents as authorized or directed by policy  
19 adopted by resolution of the county commission.

20 " (6) Perform any other duties as may be assigned  
21 from time to time and under procedures established by the  
22 county commission.

23 "§11-3-20.

24 " (a) Unless otherwise provided by local law, the  
25 chairman The chair of the county commission shall preside over

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1 county commission meetings, provided however, ~~the chairman may~~  
2 ~~appoint another member of the county commission to preside in~~  
3 ~~his absence unless the county commission directs otherwise. In~~  
4 ~~all matters where the county commission is divided, the same~~  
5 ~~must be determined by the chairman of the county commission~~  
6 ~~the county commission may elect or authorize the chair to~~  
7 ~~appoint a vice chair to serve in his or her absence. The chair~~  
8 ~~shall only vote on a matter in the event that the votes cast~~  
9 ~~by the other members of the commission are evenly divided on~~  
10 ~~the issue except, when the chair serves on the county~~  
11 ~~commission as a district commissioner, he or she may vote once~~  
12 ~~on all matters that come before the county commission.~~

13                 "(b) In addition to presiding over all meetings set  
14 out in subsection (a), the chair of a county commission, or in  
15 his or her absence or at his or her request, the vice chair,  
16 shall have the following duties:

17                 "(1) To ensure that an accurate record of all  
18 meetings is made and kept as required by Section 11-3-18.

19                 "(2) Except where the chief administrative officer  
20 has been directed to serve pursuant to Section 11-3-18(e), to  
21 serve as signatory for the county commission on all  
22 appropriate documents, such as resolutions, orders, contracts,  
23 or directives, as are necessary to carry out the actions of  
24 the county commission.

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1                   "(3) To oversee and supervise the upkeep of the  
2                   financial records of the county.

3                   "(4) Except as provided in Section 11-8-9, to issue  
4                   and sign all warrants.

5                   "(5) To perform other duties as required by law or  
6                   determined appropriate by the county commission pursuant to  
7                   resolution duly adopted by a majority of the members of the  
8                   county commission.

9                   "§11-3-21.

10                  "The As soon as practical after closing the fiscal  
11                  year, but no later than December 31 of each year, the county  
12                  commission shall make a semiannual publication on April 1 and  
13                  October 1 of each year have published in a newspaper of  
14                  general circulation published in the county of an itemized  
15                  report, showing the receipts and expenditures of money for the  
16                  county, specifying particularly the sources from which  
17                  received and the purposes for which expended. Said publication  
18                  must also show the entire indebtedness of the county of  
19                  whatever kind and character, specifying particularly the  
20                  amount of bonds outstanding, their character and when due, the  
21                  amount of the outstanding warrants whether interest bearing or  
22                  not and, if interest bearing, the rate of interest for which  
23                  said warrants were issued and when due and payable. The  
24                  compensation to be paid for the publication provided for in  
25                  this section shall not exceed one and one-half cents per word

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1       in counties of less than 40,000 population. a statement of the  
2       county's financial status for the 12-month period ending on  
3       September 30 of that year, which statement shall include at a  
4       minimum all of the following: (1) The An itemized report of  
5       the county's receipts by source and disbursements by functions  
6       or purposes or both. (2) The outstanding indebtedness of the  
7       county of any kind or character. (3) The schedule by years for  
8       retiring indebtedness, separating funded indebtedness from  
9       unfunded indebtedness. (4) The resources available to pay  
10      unfunded indebtedness.

11       "§11-3-22.

12       " If the county commission ~~shall fail~~ fails to make  
13      the ~~said~~ publication as required by ~~section~~ Section 11-3-21,  
14      each member composing said county commission who votes against  
15      said publication is made subject to a penalty of \$50.00 to be  
16      collected by civil action, and the district attorney ~~shall~~ may  
17      bring ~~said~~ a civil action and prosecute the same in the name  
18      of the county as plaintiff to compel compliance, and the court  
19      may assess all costs of court to the county.

20       "§11-8-3.

21       "(a) It shall be the duty of the county commission,  
22      at some meeting in September of each calendar year, but ~~or~~ not  
23      later than ~~its first meeting in~~ October 1 following, to  
24      prepare and adopt a budget for the fiscal year beginning on  
25      October 1 of the current calendar year which shall include all

1       of the following: (1) An an estimate of the income anticipated  
2       revenue of the county for the fiscal year beginning on October  
3       1 of the current calendar year for all public funds under its  
4       supervision and control including all unexpended balances as  
5       provided in Section 11-8-6, and to. (2) An estimate for the  
6       same fiscal year the expense of expenditures for county  
7       operations and to appropriate. (3) Appropriations for the  
8       various purposes the respective amounts that are to be used  
9       for each of such purposes; provided, that the.

10                "(b) The appropriations so made in the budget shall  
11       not exceed the estimated total income revenue of the county  
12       available for appropriations.

13                "(c) The budget adopted, at a minimum, shall include  
14       any revenue required to be included in the budget under the  
15       provisions of Alabama law and reasonable expenditures for the  
16       operation of the offices of the judge of probate, tax  
17       officials, sheriff, county treasurer, the county jail, the  
18       county courthouse, and other offices as required by law.

19                "(d) In order that such the budget adopted is based  
20       upon an estimate of income revenue and operating expenses may  
21       be expenditures as nearly correct as possible, at least 60  
22       days before the meeting of the county commission at which the  
23       county budget is adopted:

24                "(1) the county commission shall call upon any  
25       public official who handles any incoming moneys, Any public

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1 official who receives public funds, including any official  
2 entitled to ex officio fees, or who issues any kind of order  
3 payable out of the county treasury without approval of such  
4 county commission to shall furnish them to the county  
5 commission in writing an estimate of such income the revenue  
6 and of the probable amount of orders anticipated expenditures  
7 he the official will be called upon to issue make during such  
8 the next fiscal year and it shall be the duty of such official  
9 to furnish such estimates without delay.

10 " (2) The judge of probate, tax officials, sheriff,  
11 county treasurer, and any other county official or employee  
12 named by the county commission shall prepare and submit to the  
13 county commission an itemized estimate of the amount the  
14 official or employee believes to be necessary for personnel,  
15 office supplies, and other expenditures during the following  
16 fiscal year. Any official entitled to ex officio fees shall  
17 include in his or her estimate the estimated amount of any ex  
18 officio fees the official will receive during the following  
19 fiscal year.

20 " (e) Based upon the estimated revenue and  
21 expenditures set out in subsection (d), together with any  
22 other financial information available to the county commission  
23 regarding the anticipated revenue and expenditures for the  
24 next fiscal year, the county commission shall approve a budget

1       which includes the expenditures it deems proper for the next  
2       fiscal year.

3       "(f) Following the adoption of the budget, no  
4       obligation incurred by any county official or office over and  
5       above the amount or amounts approved and appropriated by the  
6       county commission shall be an obligation of the county unless  
7       the obligation is approved by an affirmative vote of a  
8       majority of the members of the county commission.

9       "(g) The budget may be amended during the fiscal  
10       year as determined necessary by affirmative vote of a majority  
11       of the members of the county commission. No amendment may  
12       authorize an expenditure which exceeds anticipated revenue of  
13       the county except as otherwise specifically authorized by  
14       general law.

15       "\$11-8-9.

16       "No warrant shall be issued or check drawn on the  
17       county treasury or county depository by any person except as  
18       authorized by the chairman chair of the county commission or  
19       such other officer as may be designated by such county  
20       commission, unless otherwise provided by law, and officers who  
21       are authorized to pay claims which have not been first  
22       approved by the county commission shall issue orders for  
23       warrants or checks which must be presented to the officer so  
24       authorized to issue warrants payable out of the county

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1 ~~treasury or county depository pursuant to procedures~~  
2 ~~established by the county commission.~~

3 "§11-8-10.

4 "No warrant or order for the payment of money shall  
5 be issued ~~in pursuance of~~ under authority of the county  
6 commission until funds are available for its payment upon  
7 presentation to the treasurer or depository pursuant to  
8 procedures established by the county commission. ~~It shall be~~  
9 ~~the duty of the county commission to provide and appropriate~~  
10 ~~funds for paying warrants issued upon orders drawn by other~~  
11 ~~county officials in pursuance of law, which orders are not~~  
12 ~~required by law to be approved and authorized by such board.~~"

13 Section 2. Sections 11-3-6, 11-3-13, 11-3-19,  
14 11-3-23, 11-3-24, 11-3-26, 11-8-7, 11-8-8, 11-8-13, and  
15 11-8-14 of the Code of Alabama 1975, are repealed.

16 Section 3. This act shall become effective on the  
17 first day of the third month following its passage and  
18 approval by the Governor, or its otherwise becoming law.

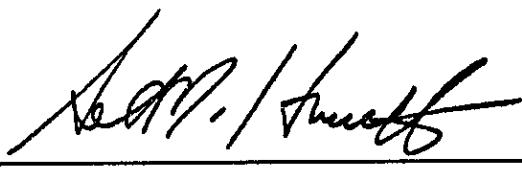
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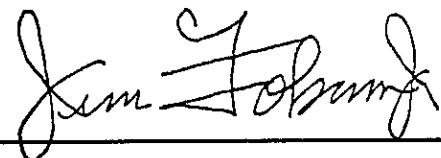
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4

  
Speaker of the House of Representatives

5

6

  
President and Presiding Officer of the Senate

7

House of Representatives

8

I hereby certify that the within Act originated in  
and was passed by the House 03-APR-07, as amended.

9

10

11

12

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Greg Pappas  
Clerk

14

15

16

Senate

07-JUN-07

Passed

17

APPROVED June 14, 2007  
TIME 5:00 P.M.  
  
GOVERNOR

Alabama Secretary Of State

Act Num....: 2007-488  
Bill Num...: H-139

Recv'd 06/14/07 05:33pm JJB